

**Amendment No. 2 to SB2424**

**Haynes  
Signature of Sponsor**

**AMEND Senate Bill No. 2424\***

**House Bill No. 3107**

<b>FILED</b>
Date _____
Time _____
Clerk _____
Comm. Amdt. _____
_____

by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION \_\_\_\_\_. **If** any county or municipality has conducted a municipal or county-wide survey of historical properties and sites and has adopted a plan for preservation of historic districts and properties identified in the adopted plan, **and if** a proposal has been made to include in a historic district or zone property that was not identified in the adopted plan as eligible for historic preservation, **then** the written recommendation of the historic zoning commission or regional historic zoning commission to such county or municipal legislative body of that county or municipality, submitted pursuant to § 13-7-405, shall not be made without the written consent of the affected property owners or, alternatively, without providing the affected property owners written notice of the proposal by certified mail, [including within such notice the detailed basis for such proposal] and providing the affected property owners a minimum of one hundred and eighty (180) days to respond in person and in writing to such proposal. Any person owning property that is proposed for inclusion in a historic district or zone under this act shall not be restricted from taking any action with respect to any building or structure located on the property which is permitted under then currently applicable zoning ordinances prior to the enactment of an ordinance establishing such historic district or zone. This act applies to any proposal or application to establish a historic district or zone initiated after January 1, 2002, and any ordinance enacted after January 1, 2002 establishing a historic district or zone without strict adherence to the consent or

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notice requirement of this act, whether or not the ordinance is in effect at the time this act becomes effective, shall be null and void.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.